IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

WP(C).No. 4605 of 2007(W)

PETITIONER:

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1. MINI VARGHESE, CHERIYA VAILY PARAMBIL HOUSE, GEORGE'S LANE, CHERUPARAMBATH ROAD, KADAVANTHRA P.O., COCHIN-20.

2. SHEEBA PHILIP, CHERIYA VAILY PARAMBIL HOUSE, GEORGE'S LANE, CHERUPARAMBATH ROAD, KADAVANTHRA P.O., COCHIN-20.

3. GEORGE PHILIP, CHERIYA VAILY PARAMBIL HOUSE, GEORGE'S LANE, CHERUPARAMBATH ROAD, KADAVANTHRA P.O., COCHIN-20.

4. SUMA JOY @ PHILOMINA SUMA, THEKKUMPURAM HOUSE, AROOR P.O., ALLEPPEY DISTRICT.

5. BIJU SEBASTIAN, THEKKUMPURAM HOUSE, AROOR P.O., ALLEPPEY DISTRICT.

6. MARY JOSEPH, THEKKUMPURAM HOUSE, AROOR P.O., ALLEPPEY DISTRICT.

7. NOMIN JOSE, KAKKARAVELI, CHANTHIROOR P.O., ALLEPPEY DISTRICT.

8. SUNY NOMI, THEKKUMPURAM HOUSE, AROOR P.O., ALLEPPEY DISTRICT.

9. ELSY DAVID, ATTIPPETTY HOUSE, OCHAMTHURUTH P.O., SCHOOL MUTTAM, VYPPIN, ERNAKULAM DISTRICT.

10. JWALA DAVID, ATTIPPETTY HOUSE, OCHAMTHURUTH P.O., SCHOOL MUTTAM, VYPPIN, ERNAKULAM DISTRICT.

11. LISSY ROB, ANJIPARAMBU HOUSE,
ELAMAKKARA P.O., ERNAKULAM DISTRICT.

12. ROB, ANJIPARAMBU HOUSE,
ELAMAKKARA P.O., ERNAKULAM DISTRICT.

13. M.L.BABY PAUL, KATTAMPALLYKALATHIL
HOUSE, AROOR P.O., NEAR KELTRON,
ERNAKULAM DISTRICT.

14. SIMMY ALEX, D/O.K.V.PAUL,
KATTAMPALLYKALATHIL HOUSE, AROOR P.O.,
NEAR KELTRON, ERNAKULAM DISTRICT.

BY ADV. SRI.N.M.JAMES

RESPONDENTS:
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1. VIJAYAKUMAR, PROP.CHIRAYIL CHITTIES
AND CC ENTERPRISES, (REG.NO.A 441/97),
CHANDIROOR P.O., CHERTHALA, ALLEPPEY DISTRICT.

2. MARY VIJAYAKUMAR, CHIRAYIL CHITTIES
AND CC ENTERPRISES, (REG.NO.A 441/97),
CHANDIROOR P.O., CHERTHALA, ALLEPPEY DISTRICT.

3. THE SUB INSPECTOR OF POLICE,
AROOR POLICE STATION, AROOR,
ALLEPPEY DISTRICT.

4. THE SECRETARY TO THE GOVT. OF KERALA,
HOME DEPARTMENT, SECRETARIAT OF KERALA,
TRIVANDRUM.

BY P.P. SRI.S.U. NAZAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

R. BASANT, J.

W.P.(C) NO. 4605 OF 2007-W

Dated this the 19th day of February, 2007

JUDGMENT

The grievance of the petitioners is that Exts.P1 to 14 petitions submitted by them to the 3rd respondent have not received the attention which is due to them under law. Though those petitions reveal the commission of cognizable offences, the third respondent has not registered a crime and has not conducted investigation into the allegations raised in the said complaints.

2. The learned Public Prosecutor, on instructions, submits that while it is true that Exts.P1 to P14 complaints have been received, no separate crimes have been registered on the basis of those complaints as the grievances raised in those complaints do also come within the sweep of the allegations raised in another complaint on the basis of which Crime No.226/06 of the Aroor Police Station under Sec.420 of the IPC has been registered against respondents 1 and 2 herein. In these circumstances, it is not necessary to

register separate crimes, submits the learned Public Prosecutor.

3. I accept the said submission of the learned Public Prosecutor. Inasmuch as Exts.P1 to P14 are receiving the requisite attention from the Investigator, I am satisfied that no further directions are necessary in this case invoking the powers under Art.226 of the Constitution.

4. This writ petition is, in these circumstances, dismissed accepting the submission of the learned Public Prosecutor that the grievances of the petitioners are being attended to and the needful shall be done in the investigation of Crime No.226/06.

Sd/-

(R. BASANT, JUDGE)

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P.S. to Judge